

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

WESLEY HOLDINGS LTD.,

Plaintiff,

v.

Case No. 1:17-cv-3362-UA

3SI SYSTEMS, LLC, SURGICAL SAFETY
SOLUTIONS, LLC, DOWNING HEALTH
TECHNOLOGIES, LLC, DOWNING
INVESTMENT PARTNERS, LP, DOWNING
PARTNERS, LLC, HANNOVER SQUARE
CAPITAL PARTNERS, LP, CLINIFLOW
TECHNOLOGIES, LLC, and DAVID W.
WAGNER,

Defendants.

NOTICE OF MOTION FOR THE APPOINTMENT OF A RECEIVER

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Motion for the Appointment of a Receiver, Declaration of Michael H. Shaut, Declaration of Joseph O. Wesley, and the Declaration of Keith R. Murphy, Plaintiff Wesley Holdings Ltd. hereby moves this Court, the Honorable Katherine P. Failla, United States District Court, Southern District of New York, Thurgood Marshall United States Courthouse, Courtroom 618, 40 Foley Square, New York, NY 10007, for the entry of an Order: (1) appointing a receiver pursuant to Rule 66 of the Federal Rules of Civil Procedure; and (2) granting such other and further relief as the Court may deem just and proper.

Date: May 9, 2017
New York, New York

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